

**AGENDA**  
**North Miami City Council**  
776 N.E. 125<sup>th</sup> Street, 2<sup>nd</sup> Floor, Council Chambers  
North Miami, FL 33161

**REGULAR MEETING**

**TUESDAY, MARCH 11, 2014**  
**7:00 P.M.**

**1. PLEDGE OF ALLEGIANCE**

*(Brandon Guy, Johnson & Wales student )*

**2. INVOCATION**

*(Ms. Akua Scott, Organizer and Author )*

**3. CALL TO ORDER / ROLL CALL OF MEMBERS**

**4. ORDER OF BUSINESS** (Additions/Deletions/Amendments/Deferrals)

**5. SPECIAL PRESENTATION(s)**

- ◆ Certificate of Recognition in honor of *Youth Art Month*
- ◆ Certificate of Recognition in honor of *National Nutrition Month*
- ◆ Certificate of Recognition in honor of *Women's History Month*
- ◆ Proclamation in honor of *Rosa Parks Museum*
- ◆ Proclamation in honor of *Peace Flags in the Wind*
- ◆ Downtown Action Plan update by *Keith & Schnars, Consultant*
- ◆ First Quarterly Budget update by *Arthur Sorey, III, Budget Manager*

**6. CITY EVENTS – ANNOUNCEMENT**

**7. CITY PROJECTS 2014 UPDATE**

**8. CITIZENS' FORUM**

**9. CONSENT AGENDA**

*UNLESS A MEMBER OF THE CITY COUNCIL WISHES TO REMOVE A SPECIFIC ITEM FROM THIS PORTION OF THE AGENDA, TABS A THROUGH B CONSTITUTE THE CONSENT AGENDA. THESE RESOLUTIONS AND ITEMS ARE SELF-EXPLANATORY AND ARE NOT EXPECTED TO REQUIRE ADDITIONAL REVIEW OR DISCUSSION. EACH ITEM WILL BE RECORDED AS INDIVIDUALLY NUMBERED RESOLUTIONS, ADOPTED UNANIMOUSLY BY THE FOLLOWING MOTION:*

*“...THAT THE CONSENT AGENDA COMPRISED OF TABS A THROUGH B BE ADOPTED...”*

**[TAB A]**

APPROVAL OF MINUTES – Regular Council Meeting – February 25, 2014

*Sponsored by: Michael A. Etienne, City Clerk*

**[TAB B]**

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER TO ISSUE PURCHASE ORDERS FOR THE PURCHASE OF THREE (3) 2014 FORD PICKUP TRUCKS TO BE PLACED IN SERVICE BY THE PUBLIC WORKS DEPARTMENT, AT AN APPROXIMATE COST OF ONE HUNDRED FOUR THOUSAND FOUR HUNDRED TWELVE DOLLARS AND TWENTY CENTS (\$104,412.20) FROM DUVAL FORD, ALAN JAY FORD LINCOLN, AND DON REID FORD, TO PIGGYBACK THE COMPETITIVE BID AWARD ISSUED BY THE FLORIDA SHERIFFS ASSOCIATION & FLORIDA ASSOCIATION OF COUNTIES, UNDER THE OFF-ROAD UTILITIES, MEDIUM/HEAVY TRUCKS, & OTHER FLEET EQUIPMENT BID NUMBER 13-11-0904; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

*Sponsored by: City Administration*

*Responsible Staff Person: Aleem Ghany, Public Works Director*

**10. PUBLIC HEARINGS – RESOLUTIONS, ORDINANCES, ZONING, LAND USE ITEMS, ETC.**

**10.A. RESOLUTIONS**

**[TAB C]**

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE PROPOSED SCHEDULE OF FEES, PURSUANT TO CHAPTER 5 OF THE CODE OF ORDINANCES, ENTITLED “BUILDING STANDARDS AND REGULATIONS,” SPECIFICALLY AT ARTICLE VII ENTITLED LANDLORD REGISTRATION; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

*Sponsored by: City Administration*

*Responsible Staff Person: Sharon Ragoonan, Building Manager*

**10.B. LEGISLATIVE MATTERS – [NONE]**

**10.B.1. ORDINANCES – SECOND READING AND PUBLIC HEARING**

**[TAB D]**

PROPOSED ORDINANCE (*SECOND READING*) OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AMENDING CHAPTER 5 OF THE CODE OF ORDINANCES, ENTITLED “BUILDING STANDARDS AND REGULATIONS” TO INCLUDE PROVISIONS FOR MAINTENANCE OF PROPERTY, LANDSCAPING, WALLS, FENCES, AND EXTERIOR PROPERTY AREAS; CREATING A LANDLORD REGISTRATION PROGRAM; AND PROVIDING FOR THE RELOCATION OF ARTICLE VII ENTITLED “ABANDONED REAL PROPERTY REGISTRATION” TO CHAPTER 12 OF THE CODE OF ORDINANCES; PROVIDING

FOR REPEAL, CONFLICTS, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.

*Sponsored by: City Administration*

*Responsible Staff Person: Regine M. Monestime, City Attorney*

## **10.B.2. ORDINANCES – FIRST READING**

### **[TAB E]**

PROPOSED ORDINANCE (***FIRST READING***) OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AMENDING CHAPTER 10 OF THE CODE OF ORDINANCES, ENTITLED “JUNKED, WRECKED, STOLEN, ABANDONED PROPERTY” TO PROHIBIT ACCUMULATION AND STORAGE OF ABANDONED PROPERTY AND PROVIDING FOR THE REMOVAL OF ABANDONED PROPERTY BY THE CITY; PROVIDING FOR REPEAL, CONFLICTS, SEVERABILITY, CODIFICATION AND AN EFFECTIVE DATE.

*Sponsored by: City Attorney*

*Responsible Staff Person: Regine M. Monestime, City Attorney*

## **10.C. QUASI-JUDICIAL ITEM(s)**

### **[TAB F]**

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AMENDING THE PREVIOUSLY APPROVED CONDITIONAL USE PERMIT AND PRECISE PLAN FOR PHASE IA OF THE BISCAYNE LANDING SITE FORMERLY KNOWN AS “THE OAKS”, IN ACCORDANCE WITH SECTIONS 3-405 AND 3-410B OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES, LAND DEVELOPMENT REGULATIONS, IN ORDER TO ALLOW THE CONSTRUCTION OF A NEW AMENITIES BUILDING AND A SECURITY GUARDHOUSE FOR ONE FIFTY ONE AT BISCAYNE CONDOMINIUM ASSOCIATION, INC., F/K/A, THE OAKS I AT BISCAYNE LANDING CONDOMINIUM ASSOCIATION; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

*Sponsored by: City Administration*

*Responsible Staff Person: Tanya Wilson-Sejour, CP&D / Zoning Manager*

*(NOTE: Quasi-Judicial items will usually be Approve/Deny/Approve with Conditions.)*

**QUASI-JUDICIAL PUBLIC HEARINGS:** PLEASE BE ADVISED THAT THE ABOVE ITEM(S) ON THE AGENDA ARE QUASI-JUDICIAL IN NATURE. IF YOU WISH TO COMMENT UPON ANY OF THESE ITEM(S), PLEASE INDICATE THE TAB NUMBER YOU WOULD LIKE TO ADDRESS WHEN THE ANNOUNCEMENT REGARDING THE QUASI-JUDICIAL ITEM IS MADE. AN OPPORTUNITY FOR PERSON(S) TO SPEAK ON EACH ITEM WILL BE MADE AVAILABLE AFTER THE APPLICANT AND STAFF HAS MADE THEIR PRESENTATIONS ON EACH ITEM.

**SWEARING IN:** ALL TESTIMONY, INCLUDING PUBLIC TESTIMONY AND EVIDENCE, WILL BE MADE UNDER OATH OR AFFIRMATION. ADDITIONALLY, EACH PERSON WHO GIVES TESTIMONY MAY BE SUBJECT TO CROSS-EXAMINATION. IF YOU DO NOT WISH TO BE EITHER CROSS-EXAMINED OR SWORN, YOUR TESTIMONY WILL BE GIVEN ITS DUE WEIGHT. THE GENERAL PUBLIC WILL NOT BE PERMITTED TO CROSS-EXAMINE WITNESSES, BUT THE PUBLIC MAY REQUEST THE COUNCIL TO ASK QUESTIONS OF STAFF OR WITNESSES ON THEIR BEHALF. THE FULL AGENDA PACKET ON EACH ITEM IS HEREBY ENTERED INTO THE RECORD. PERSONS REPRESENTING ORGANIZATIONS MUST PRESENT EVIDENCE OF THEIR AUTHORITY TO SPEAK FOR THE ORGANIZATION. FURTHER DETAILS OF THE QUASI-JUDICIAL PROCEDURES MAY BE OBTAINED FROM THE CLERK. (IN ACCORDANCE WITH CODE SECTIONS 2-291 AND 2-305, ANY LOBBYISTS MUST REGISTER BEFORE ADDRESSING THE COUNCIL ON ANY OF THE FOLLOWING

ITEMS). AT THIS TIME, COUNCILMEMBERS MUST DISCLOSE ANY EX-PARTE COMMUNICATIONS CONCERNING ANY ITEMS ON THE AGENDA. AT THIS TIME, THE CLERK WILL SWEAR IN ANY PERSON WHO WISHES TO TESTIFY ON ANY QUASI-JUDICIAL ITEM.

## **11. REQUESTS – PETITIONS – COMMUNICATIONS**

### **[TAB G]**

REQUEST FROM FAMILIES AGAINST CRIME TOGETHER (F.A.C.T.) TO OBTAIN MONETARY SUPPORT OF \$5,000 FOR ITS FESTIVAL ON APRIL 26, 2014 TO ASSIST WITH THE PROMOTION AND STAGING OF THE EVENT.

*Sponsored by: City Administration*

*Responsible Staff Person: Leonard Burgess, Interim Chief of Police*

### **[TAB H]**

DISCUSSION REGARDING MUSEUM OF CONTEMPORARY ART (MOCA)

*Sponsored by: Mayor Lucie M. Tondreau*

### **[TAB I]**

DISCUSSION REGARDING THE DECEMBER 10, 2013 COUNCIL RESOLUTION WHICH PROVIDED FOR THE UNIFORM METHOD OF COLLECTING NON-AD VALOREM SPECIAL ASSESSMENTS LEVIED FOR THE COST OF PROVIDING RESIDENTIAL SOLID WASTE COLLECTION AND DISPOSAL SERVICES AS WELL AS RESIDENTIAL AND COMMERCIAL STORM WATER SERVICES AND FACILITIES, BEGINNING ON OCTOBER 1, 2014.

*Sponsored by: Councilwoman Marie Erlande Steril*

### **[TAB J]**

DISCUSSION UPDATE ON BISCAVNE LANDING AND THE DISPOSITION OF THE APPEAL

*Sponsored by: Administration*

## **12. COUNCIL REPORTS**

Councilwoman Carol Keys, Esq.

Councilman Scott Galvin

Councilwoman Marie Erlande Steril

Vice-Mayor Philippe Bien-Aime

Mayor Lucie M. Tondreau

## **13. CITY CLERK'S REPORT**

## **14. CITY ATTORNEY'S REPORT**

## **15. CITY MANAGER'S REPORT**

## **16. ADJOURNMENT**

- THIS MEETING IS OPEN TO THE PUBLIC. IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT OF 1990, ALL PERSONS WHO ARE DISABLED AND WHO NEED SPECIAL ACCOMMODATIONS TO PARTICIPATE IN THIS MEETING BECAUSE OF THAT DISABILITY SHOULD CONTACT THE OFFICE OF THE CITY CLERK, (305) 893-6511, Ext. 12142.
- IN ACCORDANCE WITH THE PROVISIONS OF SECTION 286.0105, FLORIDA STATUTES, ANYONE WISHING TO APPEAL N FOUR DAYS PRIOR TO SUCH PROCEEDING. HEARING IMPAIRED MAY CONTACT THE TDD LINE AT (305) 893-7936. ANY DECISION MADE BY THE CITY OF NORTH MIAMI CITY COUNCIL, WITH RESPECT TO ANY MATTER CONSIDERED AT SUCH MEETING OR HEARING, WILL NEED A RECORD OF THE PROCEEDINGS AND, FOR SUCH PURPOSE, MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, INCLUDING THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.
- AGENDA ITEMS MAY BE VIEWED AT THE OFFICE OF THE CITY CLERK, CITY OF NORTH MIAMI, 776 N.E. 125<sup>TH</sup> STREET, NORTH MIAMI, FL 33161. ANYONE WISHING TO OBTAIN A COPY OF ANY AGENDA ITEM SHOULD CONTACT THE CITY CLERK AT (305) 893-6511.
- IN ACCORDANCE WITH CODE SECTIONS 2-291 AND 2-305, ANY LOBBYISTS MUST REGISTER WITH THE CITY CLERK'S OFFICE BEFORE ADDRESSING THE COUNCIL ON ANY OF THE ABOVE ITEMS.
- TWO OR MORE MEMBERS OF THE CITY COUNCIL AND OTHER CITY BOARDS MAY BE IN ATTENDANCE AT THIS MEETING.
- THESE MEETINGS MAY BE CONDUCTED BY MEANS OF OR IN CONJUNCTION WITH COMMUNICATIONS MEDIA TECHNOLOGY, SPECIFICALLY A TELEPHONE CONFERENCE CALL. THE LOCATION, 776 N.E. 125<sup>TH</sup> STREET, NORTH MIAMI, FL 33161-0850, WHICH IS OPEN TO THE PUBLIC, SHALL SERVE AS AN ACCESS POINT.

---

#### **ALCOHOLIC BEVERAGE SYMBOLS**

- 1-COP Beer only, Consumption on Premises
- 2-COP Beer and Wine, Consumption on Premises
- 4-COP Beer, Wine and Alcohol, Consumption on Premises
- 1-APS Beer, Package Sales Only
- 2-APS Beer and Wine, Package Sales Only
- 3-APS Beer, Wine and Alcohol, Package Sales Only

#### **ZONING SYMBOLS**

- R-1 Residential Estate District
- R-2 Single-Family District
- R-4 Multi-Family District
- R-5 Multi-Family District
- R-6 Multi-Family District
- RO Residential Office District

#### **ZONING SYMBOLS (continue)**

- C-1 Commercial District
- C-3 Commercial District
- C-2BE Commercial District
- C-2BW Commercial District
- M-1 Industrial District
- PU Public Use District
- PD Planned Development District
- AOD Arts, Culture and Design Overlay District
- NRO Neighborhood Redevelopment District